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12 August 2005

FAX TRANSMITTAL

This is page 1 of 37 pages

To: Gary Hartmann, Examiner
United States Patent and Trademark Office

by fax no. 571-273-8300

From: Thomas W. Bailey

Your File: US Patent Application No. 10/000448 Our File: I078 0093

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* U.S. - patent (recycle): pages 8/37 - 19/37. chau

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

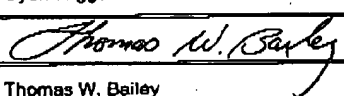
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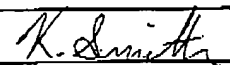
TRANSMITTAL FORM	Application Number	10/000448	
	Filing Date	4 December 2001	
	First Named Inventor	Patrick Carl Wiley	
	Art Unit	3671	
	Examiner Name	Gary Hartmann	
(to be used for all correspondence after initial filing)			
Total Number of Pages in This Submission	36	Attorney Docket Number	1078 0093

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Interview Summary
Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Oyen Wiggs Green & Mutala LLP		
Signature			
Printed name	Thomas W. Bailey		
Date	12 August 2005	Reg. No.	38,411

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Signature			
Typed or printed name	Kim D. Smith	Date	12 August 2005

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I078 0093
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Paper No.: _____

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventor(s): WILEY, Patrick Carl
Title: METHOD OF FORMING AN INLAID PATTERN IN AN ASPHALT
SURFACE
Serial No.: 10/000,448
Filed: 4 December 2001
Examiner: Gary Hartmann
Date: 12 August 2005

Art Unit: 3671

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Commissioner for Patents
P.O. Box 1450
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Dear Sir/Madam:

INTERVIEW SUMMARY

A draft Amendment was faxed to Examiner Hartmann on 11 July 2005 and a telephonic interview was held between Examiner Hartmann and the undersigned on 28 July 2005, the courtesy of which is noted with appreciation. The Examiner and the Applicant's agent reviewed the submissions presented in the draft Amendment. The Examiner indicated that the claim rejections based on the combination of the Cata-Groove and Stowell et al. references (rejection numbers 2, 3 and 5 set forth in the Office Action dated 1 February 2005) would be withdrawn. The Examiner indicated that further time was required to consider the Applicant's submissions respecting the other claim rejections and to conduct a further search.

In any event, the Examiner indicated that the next Office Action on this application would not be a final rejection. The Examiner stated that he intends to issue a further action (allowance or another non-final rejection) in this application within 2 months, i.e. prior to 1 October 2005.

The Examiner requested that the draft Amendment be filed, and it was filed by facsimile on 29 July 2005, along with a Petition for an Extension of Time and a supplementary Information Disclosure Statement.

Further favorable action is respectfully requested.

Respectfully submitted,

By:



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